

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PHYLLIS HARVEY-BUSCHEL,

Plaintiff,

v.

UNIVERSITY OF WASHINGTON,

Defendant.

CASE NO. 2:20-cv-01775-RSL

ORDER DENYING MOTION TO
CONTINUE TRIAL

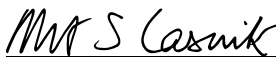
This matter comes before the Court on “Defendant’s Motion to Continue Trial Date.” Dkt. # 94. Having reviewed the memoranda, declarations, and exhibits submitted by the parties,¹ as well as the remainder of the record, the Court finds as follows:

The motion is DENIED. The trial date in this matter was set long before the University chose, and counsel accepted, substitute representation in the *Ellis* matter. Plaintiff need not bear the burden of a scheduling conflict of defendant’s own making.

¹ Plaintiff’s inclusion of confidential settlement communications, while not necessarily improper under Fed. R. Ev. 408, was in support of an ill-judged argument, namely that the Court should exercise its discretion to punish a party for seeking to litigate, rather than settle, a claim. The Court has not considered the communications. If plaintiff intends to use or refer to confidential settlement communications at trial, she shall first raise the issue with the Court during a recess.

1 This case will be tried efficiently and as scheduled starting on April 3, 2023. Chambers
2 staff will contact the parties to schedule a pretrial conference in early March.
3

4 Dated this 22nd day of February, 2023.
5

6 
7 Robert S. Lasnik
8 United States District Judge
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26